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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
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11 JOHN TENNISON,

12 Plaintiff,

13 v.

14 CITY AND COUNTY OF  
SAN FRANCISCO; SAN FRANCISCO  
15 POLICE DEPARTMENT; PRENTICE EARL  
SANDERS; NAPOLEON HENDRIX; and  
16 GEORGE BUTTERWORTH,

17 Defendants.  
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Case No. C 04-00574 CW (EMC)

~~[PROPOSED]~~ ORDER

1 On October 12, 2006, Caramad Conley moved to intervene in this case and to modify the  
2 September 21, 2005 protective order governing the use of certain documents produced by the  
3 City and County of San Francisco ("the City"). On October 20, 2006, the City filed a non-  
4 opposition to Conley's motion.

5 Accordingly, Conley's motion is GRANTED. Conley is hereby permitted to intervene in  
6 this case, and the Court hereby modifies the September 21, 2005 protective order to permit  
7 Conley and his counsel to have access to documents produced by the City in this case that relate  
8 to the People v. Conley criminal prosecution. Conley may use those documents in pursuing a  
9 petition for a writ of habeas corpus. Conley's rights to use and access of this material are limited  
10 by the terms of the September 21, 2005 protective order, which designates the material as "For  
11 Attorney's Eyes Only."

12 Finally, in its non-opposition brief, the City requested sanctions against Conley's counsel.  
13 Conley will file an opposition to the City's request by November 10, 2006. The City will file its  
14 reply, if any, by November 17, 2006. The Court will hold a hearing on the sanctions request on  
15 November 29, 2006 at 2:30 pm.

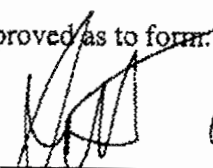
16 IT IS SO ORDERED.

17 Dated: 10/30, 2006



THE HONORABLE EDWARD M. CHEN  
United States Magistrate Judge

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22 Approved as to form.

23  10/27/06  
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25 Scott D. Wiener  
26 Office of the City Attorney  
27 Counsel for Defendant City and County of San Francisco  
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